

JUL 13 2005

32692

Customer Number

Patent  
Case No.: 55841US002

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor: FISCHER, RICHARD M. JR.  
Application No.: 10/028601 Group Art Unit: 2872  
Patent No.: 6859309 Issue Date: February 22, 2005  
Filed: December 19, 2001 Examiner: Pritchett, Joshua  
Title: OPTICAL FILTERS FOR MANIPULATING SPECTRAL POWER DISTRIBUTION  
IN ACCELERATED WEATHERING DEVICES

**SECOND REQUEST FOR RECONSIDERATION OF  
PATENT TERM ADJUSTMENT**

Mail Stop Petition  
**SPECIAL PROCESSING  
SUBMISSION**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

## CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR § 1.8(a)]

I hereby certify that this correspondence is being:

- ☐ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
- ☒ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 872-9306.

13 July 2005 *Amber Nicholson*  
Date Signed by: Amber Nicholson

Dear Sir:

On March 23, 2005, a "Request for Reconsideration of Patent Term Adjustment" was submitted, a copy of which is attached. To date no response to this request has been received.

Based on inquiries made by the Applicant, it is believed that this delay was caused by the USPTO improperly trying to enter a Preliminary Amendment for a continuation case in this patent case. Accordingly, this delay was not caused by the Applicant.

The difference between the day this patent should have issued (August 14, 2004) and the day it actually issued (February 22, 2005) is 191 days.

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Application No.: 10/028601

Case No.: 55841US002

The Applicant respectfully requests that the patent term adjustment to be extended to 191 days.

The Director is hereby authorized to charge any required fee to Deposit Account No. 13-3723.

Respectfully submitted,

7-12-05  
Date

By: Carolyn A. Fischer  
Carolyn A. Fischer, Reg. No.: 39,091  
Telephone No.: (651) 575-3915

Office of Intellectual Property Counsel  
3M Innovative Properties Company  
Facsimile No.: 651-736-3833

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<p><b>CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR § 1.9(a)]</b></p> <p>I hereby certify that this correspondence is being:</p> <p><input type="checkbox"/> deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.</p> <p><input checked="" type="checkbox"/> transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 872-9306.</p> <p><i>23 March 2005 Amber Nicholson</i></p> <p>Date: _____ Signed by: Amber Nicholson</p>
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Dear Sir:

On April 14, 2004 the "Part B-Fee(s) Transmittal" form for the above-identified patent was faxed and received by the Patent & Trademark Office.

On February 7, 2005 Applicant received the attached Issue Notification having a Patent Term Adjustment of 27 days.

The USPTO failed to issue the patent within 4 months (i.e., August 14, 2004) of the date the issue fee was paid.

Based on inquiries made by the Applicant, it is believed that this delay was caused by the USPTO improperly trying to enter a Preliminary Amendment for a continuation case in this patent case. Accordingly, this delay was not caused by the Applicant.

The difference between the day this patent should have issued (August 14, 2004) and the day it actually issued (February 22, 2005) is 191 days.

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